

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO**

IN RE: : **CHAPTER 13 PROCEEDING**
LEROY N. BUTLER : **CASE NO. : 17-60436**
 : **JUDGE RUSS KENDIG**
DEBTOR(S) :

**CHAPTER 13 TRUSTEE'S OBJECTION TO CONFIRMATION
OF DEBTOR'(S) SECOND AMENDED PLAN DATED SEPTEMBER 25, 2017**

Now comes the Standing Chapter 13 Trustee, Toby L. Rosen, for the above captioned case and objects to Confirmation of the Debtor'(s) proposed Plan on the grounds that said plan is in violation of 11 U.S.C. Section(s):

Chapter 7 value

1325 (a) (3) the plan has been proposed in good faith and not by any means forbidden by law.

1325 (a) (4) the value, as of the effective date of the plan, of property to be distributed under the plan on account of each allowed unsecured claim is not less than the amount that would be paid on such claim if the estate of the debtor were liquidated under chapter 7 of this title on such date.

**VALUE IN REAL ESTATE
FRAUDULENT CONVEYANCE TO DAUGHTER**

Good Faith

1325 (a) (3) the plan has been proposed in good faith and not by any means forbidden by law.

**DEBTOR IS KEEPING 198 HELEN THAT HE DOES NOT LIVE IN OR RECEIVE ANY
INCOME FROM**

Unfeasible

1325 (a) (6) the debtor will be able to make all payments under the plan and to comply with the plan

1325 (a) (1) the plan complies with the provisions of this chapter and with the other applicable provisions of this title.

WILL NOT COMPLETE IN 60 MONTHS

WHEREFORE, the Standing Chapter 13 Trustee prays that the confirmation of the debtor(s) plan be **denied**.

/S/ Toby L. Rosen

Toby L. Rosen, Chapter 13 Trustee

CERTIFICATE OF SERVICE

I certify that on October 4, 2017, a true and correct copy of the OBJECTION was served:

Via the court's Electronic Case Filing System on these entities and individuals who are listed on the court's Electronic Mail Notice List:

REBECCA K HOCKENBERRY, on behalf of LEROY N. BUTLER, at
rebecca@alhattorneys.com

And by regular U.S. Mail, postage prepaid, on:

NONE

/s/ Toby L. Rosen

Toby L. Rosen, Chapter 13 Trustee
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